

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of)	
)	
NASH et al.)	Group Art Unit: 1657
)	
Serial No.: 10/506,576)	Examiner: A. P. Wood
)	
Filed: August 11, 2005)	Atty. Dkt. No.: 121536-00102
)	
For: PROCESS FOR EXTRACTING)	
POLAR PHYTOCHEMICALS)	

RESPONSE TO LACK OF UNITY REQUIREMENT

Commissioner of Patents
P.O. Box 1540
Alexandria, VA 22313-1450

Sir:

This response is file in reply to the Office Action mailed October 9, 2007. A Petition for a five-month extension of time and fee therefor are filed herewith. Please enter the following election:

In the Office Action, the Examiner alleges that the claims of the above-identified patent application lack unity of invention, and requires Applicants to elect an invention from Groups I to XIII as set forth on pages 2-3 of the Office Action.

The Examiner has also requires a species election and alleges that the species relating to spectral analysis (claims 17 and 35-37) also lack unity of invention.



Applicants elect Group I, claims 2-9 and 20, drawn to a method for monitoring the quality of an herbal medicine, and NMR as a species of spectral analysis for examination.

In the event there are any questions relating to this Response or to the application in general, it would be appreciated if the Examiner would telephone the undersigned attorney concerning such questions so that the prosecution of this application may be expedited.

Please charge any shortage or credit any overpayment of fees to BLANK ROME LLP, Deposit Account No. 23-2185 (121536-00102). In the event that a petition for an extension of time is required to be submitted herewith and in the event that a separate petition does not accompany this response, Applicants hereby petition under 37 CFR 1.136(a) for an extension of time for as many months as are required to render this submission timely. Any fee due is authorized above.

Respectfully submitted,

Date: 4/9/08

By: 
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